IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.7779 OF 2006

National Bearing, Bombay. ... Petitioner.

V/s.

The Greater Bombay Co-op. Bank Ltd. & Ors. ... Respondents.

....

Mr. T.D. Deshmukh for the Petitioner.
Mr. Sameer Bhalekar for Respondent No.1.

CORAM : S.J. VAZIFDAR, J.

15TH JANUARY 2007.

P.C. :

1. Rule, returnable and heard forthwith. The Petitioners contention is that a sum of Rs.8,95,947/- has been deposited whereas the finding in the impugned order is that only Rs.5,97,703/- has been deposited.

The amount to be deposited was Rs.8,25,917/-.

2. The impugned order is set aside. The authority directed by the Deputy Registrar 'D' ward shall make a fresh report as to the quantum of deposit after hearing the Petitioner herein. The same shall be done within a period of four weeks from today. The stay granted by this Court on 29th November 2006 shall continue pending the fresh decision and for a period of four weeks thereafter.

3. Rule is made absolute as above.